

**AN ORDINANCE TO AMEND CHAPTER 21, ARTICLE II OF THE CODE OF ORDINANCES, CITY OF MEMPHIS, SO AS TO COMPLY WITH STATE FINANCIAL RESPONSIBILITY LAW AND EVIDENCE OF COMPLIANCE.**

**WHEREAS**, from time to time it becomes necessary to update, or clarify portions of the City of Memphis Code to be in unison with the State of Tennessee; and

**WHEREAS**, to this end, the Administration hereby submits the following amendment for the best interest of the City of Memphis.

**NOW, THEREFORE,**

**SECTION 1. BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS**, That Chapter 21, Article II, Subsection 21-55 (e) of the Code of Ordinances, City of Memphis, be deleted and amended, to read as follows:

**Section 21-55. Compliance with financial responsibility law required; evidence of Requirement.**

(e) On or before the court date, the person so charged may submit evidence of financial responsibility at the time of the violation. If it is the person's first violation of this section and the court is satisfied that the financial responsibility was in effect at the time of the violation, the charge of failure to provide evidence of financial responsibility shall be dismissed. Upon the person's second or subsequent violation of this section, if the court is satisfied that the financial responsibility was in effect at the time of the violation, the charge of failure to provide evidence of financial responsibility may be dismissed. Any charge that is dismissed pursuant to this subsection (e) shall be dismissed without costs to the defendant and no litigation tax shall be due or collected, notwithstanding any law to the contrary.

**SECTION 2. BE IT FURTHER ORDAINED**, that the provisions of this ordinance are hereby declared severable, that if any of the provisions shall be unconstitutional or invalid the remainder shall continue in force and effect, it being the Council's intent now hereby declared that this Ordinance would have been adopted even if such unconstitutional or invalid matter had not been included therein.

**SECTION 3. BE IT FURTHER ORDAINED**, That this ordinance shall take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of the Mayor in writing by the comptroller and become effective as otherwise provided by law.

Myron Lowery  
Council Chairman

Attest:  
Patrice Thomas, Comptroller